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October 31, 2021

BY ECF

The Honorable Sarah Netburn
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square, Room 430
New York, NY 10007

Re: In re Terrorist Attacks on September 11, 2001, 03-md-1570 (GBD) (SN)

Dear Judge Netburn:

We represent non-party John Fawcett in connection with the evidentiary hearing scheduled for November 1, 2021, in the above-referenced matter.

In light of the Court's ruling that Mr. Fawcett has waived his privilege against self-incrimination with respect to the subject matter of his declarations dated September 27, 2021 and September 30, 2021 (the "Declarations"), we respectfully ask that the Court accept a standing objection to each question encompassed within Mr. Fawcett's cross-examination regarding those Declarations. This will enable Mr. Fawcett to reserve his rights without a need for question-by-question objections regarding matters as to which the Court has already ruled.

To the extent the cross-examination goes beyond the bounds of the Declarations, we respectfully request an opportunity to be heard, on a question-by-question basis, regarding Mr. Fawcett's assertion of his Fifth Amendment privilege against self-incrimination.

Respectfully submitted,

/s/ Michael Gerber
Michael Gerber

Lankler Siffert & Wohl LLP
Counsel to Non-Party John Fawcett

cc: All counsel of record (via ECF)